

**DENTISTRY EXAMINING BOARD  
MINUTES  
MARCH 6, 2013**

**PRESENT:** William Anderson (resigned at 8:37 a.m.); Debra Beres, RDH; Mark Braden, DDS; Eileen Donohoo, RDH; John Grignon, DDS; Adriana Jaramillo, DDS; Lyndsay Knoell, DDS; Sandra Linhart, RDH; Kirk Ritchie, DDS; Beth Welter, DDS

**STAFF:** Tom Ryan, Executive Director; Yolanda McGowan, Legal Counsel (portion of meeting); Karen Rude-Evans, Bureau Assistant; Sharon Henes, Paralegal (portion of meeting); other DSPS staff

**CALL TO ORDER**

Lyndsay Knoell, Chair, called the meeting to order at 8:32 a.m. A quorum of ten (10) members was confirmed.

**ADOPTION OF AGENDA**

**Amendments:**

- Item I (open session) – EDUCATION AND EXAMINATION MATTERS, insert after page 118:
  - 3) APPEARANCE – Aaron Knautz, Office of Education and Examinations – Rescission of January 9, 2013 motion clarifying the patient periodontal portion is mandatory for a examination to be deemed equivalent to CRDTS, as per DE 2.01 (1)(g)
  - 4) NERB Request for Review of Consultant Examiner
- Item P (closed session) – CREDENTIALING MATTERS – APPLICATION REVIEWS, insert after page 192:
  - 3) D.J.L., DDS – Dentistry Application by Endorsement
- Item Q1 (closed session) – MONITORING APPEARANCE BY THOMAS J. RADKE, DDS – is removed from the agenda
- Case Status Report – insert at the end of the agenda in closed session
- Updated Board Roster – for Board information only

**MOTION:** John Grignon moved, seconded by Eileen Donohoo, to adopt the agenda as amended. Motion carried unanimously.

**APPROVAL OF MINUTES OF JANUARY 9, 2013**

**MOTION:** John Grignon moved, seconded by Eileen Donohoo, to approve the minutes of January 9, 2013 as published. Motion carried unanimously.

## **MONITORING LIAISON**

**MOTION:** Eileen Donohoo moved, seconded by John Grignon, to adopt the delegated roles and authorities document as presented. Motion carried unanimously.

## **EDUCATION AND EXAMINATION MATTERS**

### **Discussion Related to NERB Decision to Make the Periodontal Section Of the Examination Optional and Rescission of Motion**

**MOTION:** Eileen Donohoo moved, seconded by John Grignon, to rescind the following motion made at the January 9, 2013 meeting:

**MOTION:** Eileen Donohoo moved, seconded by Adriana Jaramillo, to clarify that the patient periodontal portion is mandatory for an examination to be deemed equivalent to CRDTS, as per DE 2.01(1)(g). Motion carried unanimously.

**MOTION:** Beth Welter moved, seconded by Kirk Ritchie, to clarify that the patient periodontal portion is mandatory for an examination to be deemed equivalent to CRDTS, as per DE 2.01(1)(g). Motion carried. Eileen Donohoo abstained.

### **NERB Request for Review of Consultant Examiner**

**MOTION:** Kirk Ritchie moved, seconded by John Grignon, to recommend Leonardo Huck, DDS, as a NERB consultant examiner. Motion carried unanimously.

## **LEGISLATIVE/ADMINISTRATIVE RULE MATTERS**

### **Executive Order 61**

**MOTION:** Eileen Donohoo moved, seconded by Mark Braden, to forward the language to the small business regulatory review board relating to DE 2.01 and DE 2.03 (1) as it relates to the biennial fee for licensure. Motion carried unanimously.

**DE 9 Proposed Rule Change**

**MOTION:** Eileen Donohoo moved, seconded by Deb Beres, to direct the Department to draft a scope statement on revising DE 9 and to bring the scope statement to the next Board meeting for review. Motion carried unanimously.

**Wis. Admin. Code s. 12.02 – Training Form Requirement**

**MOTION:** Eileen Donohoo moved, seconded by Deb Beres, to direct DSPS staff to draft a scope statement to remove the requirement to maintain verifiable records on an approved form in DE 12.02 and to authorize Beth Welter to review and approve the scope statement. Motion carried unanimously.

**MOTION:** Deb Beres moved, seconded by Kirk Ritchie, to remove the documentation of training delegable procedures to unlicensed persons form from the DSPS website. Motion carried unanimously.

**PRACTICE MATTERS**

**Executive Order 50**

- **CPR Requirements**

**MOTION:** Lyndsay Knoell moved, seconded by John Grignon, to approve the revised language relating to CPR Requirements. Motion carried unanimously.

- **Teeth Whitening**

**MOTION:** Eileen Donohoo moved, seconded by Beth Welter, to remove the AG opinion and the DEB teeth whitening position paper from the DSPS website. Motion carried unanimously.

- **Sargenti Technique**

**MOTION:** Beth Welter moved, seconded by John Grignon, to remove the position paper regarding the Sargenti Technique form the DSPS website. Motion carried unanimously.

### **CLOSED SESSION**

**MOTION:** Lyndsay Knoell moved, seconded by Eileen Donohoo, to convene to Closed Session to deliberate on cases following hearing (Wis. Stat. § 19.85(1) (a)), to consider licensure or discipline (Wis. Stat. § 19.85(1) (b)), to consider individual histories or disciplinary data (Wis. Stat. § 19.85(1) (f)), and to confer with legal counsel (Wis. Stat. § 19.85(1) (g)). Roll call vote: Debra Beres-yes; Mark Braden-yes; Eileen Donohoo-yes; John Grignon-yes; Adriana Jaramillo-yes; Lyndsay Knoell-yes; Sandra Linhart-yes; Kirk Ritchie-yes; Beth Welter-yes. Motion carried unanimously.

Open Session recessed at 12:17 p.m.

### **RECONVENE TO OPEN SESSION**

**MOTION:** Kirk Ritchie moved, seconded by John Grignon, to reconvene into open session. Motion carried unanimously.

The Board reconvened into open session at 1:24 p.m.

### **PROPOSED STIPULATION(S), FINAL DECISION(S) AND ORDER(S)**

**MOTION:** Lyndsay Knoell moved, seconded by Kirk Ritchie, to reject the Proposed Stipulation, Final Decision and Order in the disciplinary proceedings against **Daniel E. Binzak, DDS (10 DEN 008 and 11 DEN 066)**. Motion carried unanimously.

**MOTION:** Lyndsay Knoell moved, seconded by John Grignon, to adopt the Proposed Stipulation, Final Decision and Order in the disciplinary proceedings against **Harry Edward Gibson, DDS (12 DEN 110)**. Motion carried unanimously.

### **APPLICATION REVIEW(S)**

**MOTION:** Eileen Donohoo moved, seconded by John Grignon, to approve the endorsement application for licensure of **M.M.O., DMD** and to issue the license when all requirements are met. Motion carried unanimously.

**MOTION:** Eileen Donohoo moved, seconded by John Grignon, to approve the examination application for licensure of **C.L.Z., RDH** and to issue the license when all requirements are met. Motion carried unanimously.

**MOTION:** Mark Braden moved, seconded by Kirk Ritchie, to deny the endorsement application for licensure of **D.J.L., DDS. REASON FOR DENIAL:** He has not met the active practice requirement as set forth in DE 2.04(1)(d). Motion carried unanimously.

#### **CASE CLOSINGS**

**MOTION:** Lyndsay Knoell moved, seconded by Kirk Ritchie, to close case **12 DEN 096 for prosecutorial discretion (P7)**. Motion carried unanimously.

#### **ADJOURNMENT**

**MOTION:** Eileen Donohoo moved, seconded by Deb Beres, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:30 p.m.